IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#2

Applicant:	Ryoichi KIYAMA et al.
Title:	USE OF KIAA0172 GENE IN TREATMENT AND DIAGNOSIS OF DISEASES AS WELL AS IN PHARMACEUTICAL DEVELOPMENT
Appl. No.:	Unassigned
Int'l Appln. No:	PCT/JP02/07622
Int'l Appln. Filing Date:	7/26/2002
Examiner:	Not yet assigned
Art Unit:	Not yet assigned

INFORMATION DISCLOSURE STATEMENT UNDER 37 CFR §1.56

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Submitted herewith on Form PTO/SB/08 is a listing of the document known to Applicants in order to comply with Applicants' duty of disclosure pursuant to 37 CFR §1.56.

The submission of the document herewith, which is not a statutory bar, is not intended as an admission that such document constitutes prior art against the claims of the present application or that such document is considered material to patentability as defined in 37 CFR §1.56(b). Applicants do not waive any rights to take any action which would be appropriate to antedate or otherwise remove as a competent reference any document which is determined to be a *prima facie* art reference against the claims of the present application.

DT09 Rec'd PCT/PTO 30 SEP 2004

TIMING OF THE DISCLOSURE

The listed document is being submitted in compliance with 37 CFR §1.97(b), within three (3) months of the filing date of the application.

RELEVANCE OF EACH DOCUMENT

The document being cited in the attached PTO/SB/08 was cited as being relevant during the prosecution of the corresponding international application. A copy of the International Search Report is attached setting forth the portion of the document considered relevant by the examiner. A copy of the document cited in the Search Report is not being submitted herewith.

Applicants respectfully request that the listed document be considered by the Examiner and be made of record in the present application and that an initialed copy of Form PTO/SB/08 be returned in accordance with MPEP §609.

The Commissioner is hereby authorized to charge any additional fees which may be required regarding this application under 37 CFR §§ 1.16-1.17, or credit any overpayment, to Deposit Account No. 19-0741. Should no proper payment be enclosed herewith, as by a check being in the wrong amount, unsigned, post-dated, otherwise improper or informal or even entirely missing, the Commissioner is authorized to charge the unpaid amount to Deposit Account No. 19-0741.

Respectfully submitted,

Date Sept 30, 2004

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MODIFIED PTO/SB/08 (08-00)
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Substitute for form 1449B/PTO

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

Date Submitted: September 30, 2004

(use as many sheets as necessary)

Sheet 1 of 1

Complete if Known	
Application Number	Unassigned 10/509738
Filing Date	September 30, 2004
First Named Inventor	Ryoichi KIYAMA
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	081356-0223

U.S. PATENT DOCUMENTS

Examiner Initials*	Cite No.[1]	U.S. Patent Document Number	U.S. Patent Document Kind Code[2] (if known)	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.[1]	Foreign Patent Document Office[3]	Number[4]	Kind Code[5] (if known)	Name of Patentee or Applicant of Cited Documents	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T[6]
		A1	WO 01/57190 A2		Hyseq, Inc.	8/9/2001		
		A2	WO 01/53312 A1		Hyseq, Inc.	7/26/2001		
		A3	CN 1331128 A		Bode Gene Development Co., Ltd.	1/16/2002		
		A4	WO 00/21988 A2		Incytb Pharmaceuticals Inc.	4/20/2000		

NON PATENT LITERATURE DOCUMENTS

Examiner Initials*	Cite No.[1]	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.) date, page(s), volume-issue number(s), publisher, city and/or country where published.	T[6]
	A6	International Search Report	
	A7	S. SUGANO et al., "Direct Submission, Submitted (August 29, 2000) to the DDBJ/EMBL/GenBank databases, GenBank Accession No. AK026421.	
	A8	Takahiro NAGASE et al., "Prediction of the coding sequences of unidentified human genes. V. The coding sequences of 40 new genes (KIAA0161-KIAA0200) deduced by analysis by analysis of cDNA clones from human cell line KG-1", DNA Res., 1996, Vol. 3, pages 17 to 24, table 3. KIAA01722 GenBank Accession No. D79994.	

Examiner Signature		Date Considered	

*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

[1] Unique citation designation number. [2]See attached Kinds of U.S. Patent Documents. [3]Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). [4]For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. [5]Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. [6]Applicant is to place a check mark here if English language Translation is attached.

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